S.B.Cr.Misc. Bail App. No.5096/2007

(Duda Ram & Anr. vs. State of Rajasthan)

Date of order : October 23, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr. J.S.Choudhary, for the petitioners.
Mr. Mr.Ashok Upadhyaya, Public Prosecutor.
Mr.A.R.Choudhary, for the complainant.

Heard learned counsel for the petitioners and the Public Prosecutor for the State assisted by counsel for the complainant. Perused the order impugned and the challan papers. I have carefully gone through the statement of injured Hukma Ram and his injury report.

It is contended by learned counsel for the petitioners that co-accused Ramu Ram, who is said to have armed with axe, inflicted as many as three injuries by axe. So far as present petitioners are concerned, they were said to have armed with lathi and no injury was found to be grievous in nature.

Be that as it may, without commenting on the merit of the case having regard to the facts and circumstances of the case and the fact that the serious injuries have been caused by co-accused Ramu Ram, who is not before this Court, taking into

account the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioners on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioners Duda Ram s/o Ramu Ram and Omprakash alias Oma Ram s/o Ramu Ram be released on bail in CR. No.184/2007, P.S. Osian provided each of them furnishes a personal bond in a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR),J.

m.asif/-